

JULY 11, 2006

**CITY OF GUNNISON COUNCIL
REGULAR SESSION MINUTES**

7:00 P.M.

Following a Work Session meeting, the Regular Session was called to order at 7:00 P.M., by Mayor Ferguson with City Councilors Medina, Harriman, Miller and Nesbitt present along with City Attorney Landwehr, City Manager Coleman, City Clerk Davidson, Community Development Director Westbay, Public Works Director Bradford, several interested citizens and the press.

Consideration of Minutes:

Regular Session Minutes of June 27, 2006.

Councilor Medina moved and Councilor Harriman seconded the motion to approve the Regular Session Minutes of June 27, 2006, as submitted

Roll call vote, yes: Medina, Harriman, Ferguson, Miller, Nesbitt. So carried.

Roll call vote, no: None.

Pre-Scheduled Citizens: None.

Unfinished Business: None.

New Business:

Action on Bid Contract for Spencer Avenue & N. Highway 135 Intersection Improvements Project. This item was discussed in the Work Session meeting prior to the Regular Session meeting. The single bid received was higher than the budgeted amount for the project. Staff was directed to contact CDOT about obtaining additional funding.

Councilor Nesbitt moved and Councilor Harriman seconded to table action on this item until the next Regular Session on July 25, 2006.

Roll call vote, yes: Harriman, Ferguson, Miller, Nesbitt, Medina. So carried.

Roll call vote, no: None.

Action and Authorize Mayor to Sign License Agreement with Vilius Zukauskas to Place Fence on City R-O-W at 500 East Virginia Avenue. This item was discussed in the Work Session meeting prior to the Regular Session meeting.

Councilor Nesbitt moved and Councilor Medina seconded the motion to approve the License Agreement, as presented on July 11, 2006, with Vilius Zukauskas to place a fence on City R-O-W at 500 East Virginia Avenue and to authorize the Mayor to sign said agreement.

Roll call vote, yes: Ferguson, Miller, Nesbitt, Medina, Harriman. So carried.

Roll call vote, no: None.

Set Public Hearing for New Hotel & Restaurant Liquor License for Ensenada Baja Grill, 900 N. Main St., Gunnison. City Clerk Davidson reviewed the application for the new Hotel & Restaurant Liquor License for the Ensenada Baja Grill, located at 900 N. Main Street in Gunnison. She is requesting Council to set the Public Hearing on the application for 7:00 P.M., Tuesday, August 22, 2006, in City Council Chambers, 201 W. Virginia Avenue. This will allow for 42 days between setting the Public Hearing and the Hearing Date. Any deficiencies in the application will be corrected prior to the hearing, the premises will be signed, public notice will be published, background checks will be performed, site inspection will be conducted and the applicant will circulate a petition to demonstrate the wants and needs of the citizens of Gunnison.

Councilor Nesbitt moved and Councilor Medina seconded the motion to set the Public Hearing for a new Hotel & Restaurant Liquor License for Ensenada Baja Grill, 900 N. Main Street in Gunnison for 7:00 P.M. on Tuesday, August 22, 2006, in the City Council Chambers, 201 W. Virginia Avenue, in Gunnison.

Roll call vote, yes: Miller, Nesbitt, Medina, Harriman, Ferguson. So carried.

Roll call vote, no: None.

Adoption of State Records Retention Schedule. City Clerk Davidson informed Council that although the City has a State-approved Records Retention Policy in-place, the State Archives is requesting that all municipalities adopt the State Model Retention Schedule. The Clerk's Department has reviewed the model schedule with the existing retention schedule and they are compatible. No changes need to be requested from the State. Clerk Davidson stated the

adoption of the State Model Retention Schedule is accomplished through adoption of a Resolution. The Resolution is listed next on the agenda. No action is required on this agenda item.

Ordinance and Resolutions:

Resolution No. 5, Series 2006; Re: Adoption of State Records Retention Schedule.

Councilor Nesbitt introduced Resolution No. 5, Series 2006, and it was read by title only by the City Attorney.

Councilor Nesbitt moved and Councilor Medina seconded the motion that Resolution No. 5, Series 2006, **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ADOPTING BY REFERENCE THE COLORADO MODEL MUNICIPAL RECORDS RETENTION SCHEDULE**, be introduced, read, passed and adopted this 11th day of July, 2006.

Roll call vote, yes: Nesbitt, Medina, Harriman, Ferguson, Miller. So carried.

Roll call vote, no: None.

Ordinance No. 8, Series 2006; Re: Vacating Portions of the Streets and Alleys Located within the Gunnison County Rodeo Grounds, 2nd Reading. Councilor Nesbitt introduced Ordinance No. 8, Series 2006, and it was read by title only by the City Attorney.

Councilor Nesbitt moved and Councilor Harriman seconded the motion that Ordinance No. 8, Series 2006, **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON APPROVING THE REPLAT OF FRED R. FIELD WESTERN HERITAGE CENTER GUNNISON COUNTY FAIRGROUNDS CREATING PARCELS 1, 2, AND 3 LOCATED IN RIO GRANDE ADDITION & AMENDED WEST GUNNISON; VACATING INTERNAL LOT LINES; AND VACATING THE STREETS AND ALLEYS WITHIN THE BOUNDARIES OF THE REAL PROPERTY DESCRIBED AND DEPICTED ON SAID PLAT**, be introduced, read, passed and adopted on 2nd reading this 11th day of July, 2006, and copies be made available to the public.

Roll call vote, yes: Medina, Harriman, Ferguson, Nesbitt. Motion carried.

Roll call vote, no: Miller.

City Attorney: Rod Landwehr. Nothing further to report.

City Manager: Ken Coleman. Reported on the following:

- He received a letter from Dan McKenna commending Parks & Recreation Director Dan Ampietro and the Parks crew on the job they did maintaining the Jorgensen ballfields during the Wet Grocer Softball Tournament. They stayed until 3 A.M. to prep the fields for Sunday's games after the Saturday rains;
- In an update to Council, the Manager is authorizing a revision of the City Policy on employee use of City vehicles. The change will make the policy match the change to the Personnel Manual policy on residency requirements;
- Manager Coleman thanked Councilors Harriman and Miller for attending the City-hosted Mayors'/Managers' meeting last week. Discussed at that meeting was:
 - In Crested Butte: The new Town Manager starts on July 18; Work on Gothic Road will be a 2 year project; CB is conducting energy audits on their buildings and they have implemented horizontal zoning on Elk Avenue. The existing non-retail businesses will be grandfathered in but any new non-retail businesses will not be allowed on the first or street level floor of buildings on Elk Avenue but can be located on higher levels;
 - The Town of Pitkin discussed wood-fired boiler issues;
 - Mt. Crested Butte stated the avalanche assessment has passed and they are working on avalanche fencing and anchoring; Also in Mt. CB, Club Med has sold, construction is very active, Mountaineer Square has the 3rd building under construction, and the Cimmaron Building to replace the Gothic Building will start in Spring, 2007;
 - At WSC, work on Borick Hall has started, WSC is sponsoring the WOW event on August 18, Taylor, Keating and Kelly Halls are slated for renovation, the summer High School counselor program has been successful and there have been

- approximately 6,000 participants at various camps and meetings on campus this summer;
- The County reported Larkspur Development is slated to have 68 units on 35 acres; the Library Committee is looking at sites; They conducted an employee housing workshop last week; County Manager John Devore's last day is the end of July and Marlene Crosby will be the Acting County Manager; Work on the Airport taxiway is on hole; and Detention Facility funding was discussed.
- The City of Gunnison reported on the Rio Grande Sewer Interceptor project will be completed this year; sales tax is up over 10% year to date; and the City and WSC are working on possible funding assistance for Borick Hall.

City Manager Coleman informed Council the Water Workshop and the Police and Fire Games will take place the last week of July, Art in the Park is Sunday July 23rd at Legion Park and electric work on the Senior RV Park near the Willows Senior Center is on-going.

Councilor Harriman reported at the County-hosted employee housing meeting last week there were representatives from CB, Mt. CB, City of Gunnison, the County, banking, Forest Service, BLM and Gunnison Housing Authority present. All parties have trouble recruiting and retaining people in the middle income housing level.

Acting City Manager: Police Chief Greg Anderson: Out of town.

City Clerk: Gail Davidson. Reminded Council of the Bonfils Community Blood Drive to be held next Wednesday at the Aspinall-Wilson Center and she has received brochures and decals regarding the Clean Indoor Air Act if Council or any citizens would like more information.

Non-Scheduled Citizens:

Richard Karas reported on the Ground Transportation Task Force. The group will be meeting tomorrow. The Task Force has developed a resolution strongly advising the municipalities to help reduce the number of vehicle trips on Highway 135. This could be related to parking fees, encouraging public transportation or car pooling. The County Planning Commission is looking at the Larkspur Development and 2 more coal bed methane well applications have been received. There may be more in the future. They are also looking at the Horse Meadows subdivision near Lower Castle Mountain that will have 10 homesites on 48 acres. That development could have possible impact on the City aquifer recharge area from their septic systems. Also, the first two Farmers' Market have been very successful.

General Discussion/Items for Work Session:

Councilor Miller: Reported the new Red Lady Lodge, a 10,000 sq. ft. restaurant located on Crested Butte Mountain, is under construction. Both the Mayors'/Managers' meeting and the housing meetings were very interesting. Gunnison County Electric Association is providing a housing-subsidy equity buy-down program for some of their employees.

Councilor Harriman: Stated the Council should invite some of the speakers from the housing meeting to come and present to our Council. She attended a detention facility meeting this morning and they discussed financing, including using County sales tax and how that would effect other projects. They need to have everything finalized by the first part of September for the November ballot. The Library Committee is discussing site locations including the possible Community Center site. Councilor Harriman then gave each Councilor a list of housing questions. Since she is representing the Council, she'd like their input on housing issues. The Gunnison Housing Authority is charged with how monies collected via the County linkage fees will be spent. City Manager Coleman stated he attended the Kiwanis meeting today and that group indicated affordable middle income housing is needed. Lastly, Councilor Harriman reported a citizen walking in the Van Tuyl area reported some sort of oily substance on standing water. City Manager Coleman stated he will have staff investigate.

Councilor Medina: Informed Council he is submitting his resignation from City Council as he has accepted a job offer he can't pass up and is moving to Grand Junction. The Regular Session on July 25 will be his last meeting. He stated that economic development is a problem here and disagrees with HCCA that we are only a tourist destination. We need to broaden the economic base for people to live here.

Mayor Ferguson and Councilor Nesbitt: Nothing further to report.

Executive Session: City Manager Ken Coleman Mid-Season Review. For the discussion of a personnel matter, under C.R.S. Section 24-6-402(4)(f) and not involving any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees.

Councilor Medina moved and Councilor Nesbitt seconded the motion to go into Executive Session to discuss City Manager Ken Coleman's Mid-Season Review.

Roll call vote, yes: Harriman, Ferguson, Miller, Nesbitt, Medina. So carried.

Roll call vote, no: None.

The Regular Session moved into Executive Session at 8:35 P.M.

The Regular Session reconvened at 9:21 P.M. No action took place following the Executive Session.

Adjournment: At 9:23 P.M.

Mayor

City Clerk